



ATTENTION: APPLICATIONS BRANCH

**THIS IS A RESPONSE TO A  
NOTICE TO FILE MISSING  
PARTS OF APPLICATION**

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ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Re: Serial No.: **09/826,909**  
Applicant(s): **Bettina MOECKEL et al.**  
Filing Date: **APRIL 6, 2001**  
For: **NEW NUCLEOTIDE SEQUENCES FOR ENCODING OF THE IysR2-GENE**

SIR:

Attached hereto for filing are the following papers:

**Filing of Declaration Under 37 CFR §1.53(f)**  
**Declaration, Power of Attorney and Petition (8 pages executed)**  
**Return Copy - Notice to File Missing Parts of Application**  
**Filing of Certified English Translation Under 37 CFR §1.52(d)**  
**Translator's Declaration (executed) w/attached Certified English Translation**

Our check in the amount of \$-0- is attached covering any required fees. In the event any variance exists between the amount enclosed and the U.S. Patent and Trademark Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. §1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. §1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Docket No. 205551US0X



**22850**

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Docket No.

205551US0X

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

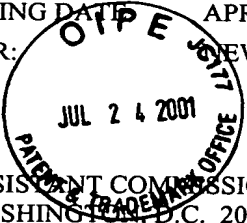
IN RE APPLICATION OF: Bettina MOECKEL et al.

SERIAL NUMBER: 09/826,909

ATTN: APPLICATION BRANCH

FILING DATE: APRIL 6, 2001

FOR: NEW NUCLEOTIDE SEQUENCES FOR ENCODING OF THE lysR2-GENE



**FILING OF DECLARATION UNDER 37 CFR 1.53(f)**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated **June 1, 2001**, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration. The required fee was paid at the time of filing the application.

The Declaration enclosed herewith contains the following information:

Name(s) of Inventor(s)

Title of Invention

Attorney Docket Number


Filing Date

thereby adequately identifying the above-identified application in accordance with 37 CFR 1.63, as set forth in MPEP Section 601.01.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
\_\_\_\_\_  
Norman F. Obion  
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Docket No.: 205551US0X

IN THE UNITED STATES PATENT & TRADEMARK OFFICE



IN RE APPLICATION OF:

Uettina MOECKEL et al.

SERIAL NO: 09/826,909

FILED: APRIL 6, 2001

FOR: NEW NUCLEOTIDE SEQUENCES  
FOR ENCODING OF THE lysR2-GENE

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: ATTN: BOX MISSING PARTS

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**FILING OF CERTIFIED ENGLISH  
TRANSLATION UNDER 37 CFR 1.52(d)**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the Notice to File Missing Parts of Application (Form PTO-1533)  
dated June 1, 2001, Applicants submit herewith a certified English translation of the  
application, as filed, in accordance with the provisions of 37 C.F.R. §1.52(d).

The required fee was paid at the time of filing of the application.

In light of the foregoing, this application is deemed to be in proper condition for  
examination and such favorable action is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/826,909

04/06/2001

Bettina Moeckel

205551US0X

CONFIRMATION NO. 6560

## FORMALITIES LETTER



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Date Mailed: 06/01/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE